IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

WESTERN DIVISION		EPA Region 5 Records Ctr.
THE DOW CHEMICAL CO., et al.,)	274483
Plaintiffs,) -	
v. ACME WRECKING CO., INC., <u>et al.</u> ,) Civil Action Nos.) C-1-97-0307; C-1-97-0308) (Consolidated Actions)	
Defendants.) C-1-01-439 _) (Transferred Action)	
THE DOW CHEMICAL CO., et al.) Judge Weber	
Plaintiffs,)	
v.)	
SUN OIL COMPANY, d/b/a SUNOCO OIL CORP., et al.,)))	
Defendants.) _) _)	
UNITED STATES OF AMERICA,)	
Plaintiff,)	
v.)	
AERONCA, INC., et al.)	
Defendants.)	

NOTICE OF DEPOSITION

Notice is hereby given, pursuant to Rule 30 of the Federal Rules of Civil Procedure, that Plaintiff the United States of America ("United States") will conduct the deposition of the custodian of records of the law firm of Schwartz, Manes & Ruby at 10:00 a.m. on August 13,

2002, at the law firm of Taft, Stettinius & Hollister located at 425 Walnut St., Suite 1800 (reception), Cincinnati, Ohio. The depositions will be conducted on the 20th Floor, in the Gamble Room. The custodian of records is required to produce the documents set forth in Exhibit A to the copy of the subpoena that is attached hereto.

These depositions will be recorded by stenographic means.

Respectfully submitted,

Thomas L. Sansonetti
Assistant Attorney General
Environment & Natural Resources Div.
U.S. Department of Justice

ANNETTE M. LANG

Trial Attorney

Environmental Enforcement Section Environment and Natural Resources

Division
United States Department of Justice
P.O. Box 7611
Ben Franklin Station
Washington, D.C. 20044
(202) 514-4213

GERALD F. KAMINSKI (Ohio Bar No. 0012532) Assistant United States Attorney Southern District of Ohio 221 E. Fourth St., Suite 400 Cincinnati, Ohio 45202 (513) 684-3711

OF COUNSEL:

CRAIG MELODIA
Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of July 2002, I caused a true copy of the foregoing NOTICE OF DEPOSITION to be served by first-class mail, postage prepaid upon the following counsel of record:

Louis E. Tosi (No. 0019756) Michael J. O'Callaghan (No. 0043874) Shumaker, Loop & Kendrick 41 S. High Street, Suite 2210 Columbus, OH 43215 Counsel for Contribution Plaintiffs

Phone: 614 463-9441 Fax: 614 463-1108

David E. Northrop (No. 0001804) Porter Wright Morris & Arthur 41 S. High St. Columbus, OH 43215-6194 Counsel for Aeronca, Inc. Phone: 614 227-2072 Fax: 614 227-2100

Jonathon Conte (No. 0061249)
Blank Rome Comisky & McCauley LLP
PNC Center
201 E. Fifth St., Suite 1700
Cincinnati, OH 45202
Counsel for Clarke Container, Inc. and
Clarke's Incinerators, Inc.

Phone: 513 362-8703 Fax: 513 362-8787 John H. Phillips (No. 0043934)
Phillips Law Firm, Inc.
9521 Montgomery Rd.
Cincinnati, OH 45242
Counsel for Whitton Container, Inc.

Phone: 513 985-2500 Fax: 513 985-2503

Gary Franke (0029793) 120 E. Fourth St. Suite 560 Cincinnati, OH 45202 Counsel for Clarke, Inc., Clarke Services, Inc., and Richard M. Clarke

Phone: 513 564-9222 Fax: 513 564-9990

Annette M. Lang